



Brussels, 31 January 2023

FIFTH SURVEY ON THE USE OF STATE AID IN THE COVID-19 CRISIS AND IN THE CONTEXT OF RUSSIA'S WAR OF AGGRESSION AGAINST UKRAINE

Data collection - Instruction file

As explained in the letter “Fifth Survey on the use of State aid in the Covid-19 crisis and in the context of Russia’s war of aggression against Ukraine” (comp(2023)1037680), the European Commission wishes to collect up-to-date information on the actual implementation of the State aid measures authorised by the European Commission in the COVID-19 crisis as well as in the context of Russia’s war of aggression against Ukraine.

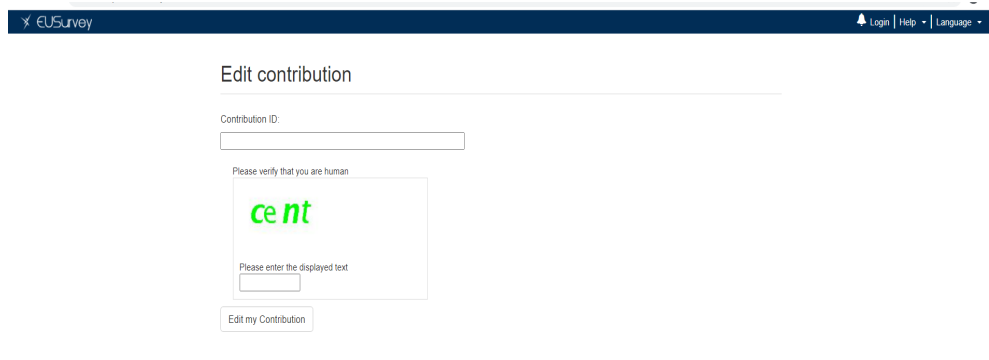
The European Commission kindly reminds your authorities that all Temporary Framework and Temporary Crisis Framework State aid measures are subject to specific monitoring and reporting provisions¹. The European Commission encourages a swift reporting of the information required under point 103 of the Temporary Framework of 19 March, amended on 3 April, 8 May 2020, 29 June 2020, 13 October 2020, 28 January 2021 and 18 November 2021 and under point 76 of the Temporary Crisis Framework of 23 March 2022, amended on 20 July 2022 and 28 October 2022 in the Transparency Award Module (TAM)² or in the national transparency websites.

Transmission of the data

- The deadline to submit the data collection is **Tuesday 28 February 2023 close of business**.
- Member States are kindly requested to upload the Excel file “[MS]_survey_1_2023.xlsx”, duly filled in https://ec.europa.eu/eusurvey/runner/data_collection_survey.
- The password to access the survey was sent in a separate message on the 31 January 2023.
- **Submissions via email will not be taken into consideration.**
- You will be able to upload the file(s) and then save again your contribution.

¹ Section 4 of the Temporary Framework of 19 March, amended on 3 April, 8 May 2020, 29 June 2020, 13 October 2020, 28 January 2021 and 18 November and Section 3 of the Temporary Crisis Framework of 23 March 2022, amended on 20 July 2022 and 28 October 2022.

² <https://webgate.ec.europa.eu/competition/transparency/public?lang=en>



General instructions

Members States are to consult this set of instructions carefully for assistance in filling in the Excel file correctly.

- Data shall be provided using the dedicated template file “[MS]_survey_1_2023.xlsx” attached to these instructions.
- Data shall be provided for
 - all COVID-19 State aid measures approved either under the Temporary Framework or directly under the Treaty,
 - all State aid measures in the context of Russia’s war of aggression against Ukraine approved either under the Temporary Crisis Framework or directly under the Treaty.

In order to facilitate this task, the template file is pre-filled with the list of State aid measures approved in your Member State. For each State aid measure, the template reports the State aid number as indicated in the text of the decision approved by the Commission, the title of the measure and State aid number of each amendment to the measure, if any. Therefore, **if a measure has been subject to an amendment, the related data must be reported in correspondence to the initial measure.**

- Data should be provided at **aggregate level**, covering all regions and all granting authorities.
- If it is not possible to provide aggregated data, Member States have the possibility to send disaggregated data to the Commission, for example by region or by granting authority. In this case, the Commission will take upon itself the task of aggregating the information.
- In case a piece of information is not available, please provide **best estimates** and mention it in the dedicated columns “*Member State comments*”, available in every data sheet. Aggregates can also be provided as orders of magnitude or in ranges.
- All monetary amounts shall be expressed in **thousands of Euros**.
- All monetary amounts shall be reported in **number format**.

- Data should always be reported in the appropriate cell, even if the requested information is missing. If a value is not available (meaning that best estimates are not possible), this should be reported as "n.a.". Values equal to zero should always be reported as zeros (i.e., only true zeros should be encoded as "0"). As a result, no cell in the data file should be empty.
- Any other feature of the specific data items that will be shared with the European Commission that is not covered by these instructions or by the template, and that is deemed to be relevant for their subsequent use, should be described by the Member State with the greatest possible detail in the dedicated columns "*Member State comments*", available in every data sheet.

Structure of the Excel file

The file contains **13 data sheets**:

1. **"Budgets TCF"**: Please fill-in this data sheet with data relative to the total budget (*i.e.* amount committed in national budgetary laws) for all the measures approved under the Temporary Crisis Framework. This data sheet includes also a breakdown of the budget by section of the Temporary Crisis Framework.
2. **"Budgets Treaty Ukraine"**: Please fill-in this data sheet with data relative to the total budget (*i.e.* amount committed in national budgetary laws) for all the measures approved directly under the Treaty in the context of Russia's war of aggression against Ukraine. This data sheet may be empty if no decisions have been adopted directly under the Treaty in your Member State.
3. **"Budgets TF COVID"**: Please fill-in this data sheet with data relative to the total budget (*i.e.* amount committed in national budgetary laws) for all the measures approved under the Temporary Framework. This data sheet includes also a breakdown of the budget by section of the Temporary Framework. If the budget of a measure was revised downwards compared to what was originally planned, this should be clearly indicated in the dedicated column.
4. **"Budgets Treaty COVID"**: Please fill-in this data sheet with data relative to the total budget (*i.e.* amount committed in national budgetary laws) for all the measures approved directly under the Treaty in the context of the COVID-19 crisis. If the budget of a measure was revised downwards compared to what was originally planned, this should be clearly indicated in the dedicated column.
5. **"Expenditures TCF"**: Please fill-in this data sheet with data relative to the amount of **aid granted**³ for all the measures approved under the Temporary Crisis Framework. Please report **cumulative amounts from Commission's approval until the reference date indicated in the column "*Reference period*"** (namely, until 30 June 2022 and until 31 December 2022). If data is only available at a date before the indicated reference period, the different reference date should be clearly reported in the file (in the column "*Cut-off date if different from the reference period*"). This data sheet includes also a **breakdown by**

³ Aid granted is any aid arising from a legally binding commitment from the Member State to award the aid that can be invoked before the national courts. This differs from aid paid out.

section of the Temporary Crisis Framework. Amounts should be reported in **nominal terms**, *i.e.* nominal amount and not in gross grant equivalent.

6. **“Expenditures Treaty Ukraine”**: Please fill-in this data sheet with data relative to the amount of **aid granted** for all the measures in the context of Russia’s war of aggression against Ukraine approved directly under the Treaty. Please report **cumulative amounts from Commission's approval until the reference date indicated in the column “Reference period”** (namely, until 30 June 2022 and until 31 December 2022). If data is only available at a date before the indicated reference period, the different reference date should be clearly reported in the file (in the column *“Cut-off date if different from the reference period”*). This data sheet includes also a **breakdown by type of aid instrument**. Amounts should be reported in **nominal terms**, *i.e.* nominal amount and not in gross grant equivalent. This data sheet may be empty if no decisions have been adopted directly under the Treaty in your Member State.

7. **“Expenditures TF COVID”**: Please fill-in this data sheet with data relative to the amount of **aid granted** for all the measures approved under the Temporary Framework. Please report **cumulative amounts from Commission's approval until the reference date indicated in the column “Reference period”**. If data is only available at a date before the indicated reference period, the different reference date should be clearly reported in the file (in the column *“Cut-off date if different from the reference period”*). Please note that this data sheet is pre-filled with the aid granted until 30 June 2020, 30 September 2020, 31 December 2020, 31 March 2021, 30 June 2021, 30 September 2021 and 31 December 2021, as elaborated by the Commission based on your submission(s) in the context of the previous surveys. Inconsistencies regarding the breakdown of the aid granted under different sections are highlighted in red and explained with a comment in the column *“Commission comment”*. **Please, fill out in case you want to amend the data already reported and correct errors and/or inconsistencies following the instruction in the comments, if present. Please, ensure the correctness of the information related to previous “Reference periods”**. The new State aid measures (both original and amendment) that were not included in the previous surveys are highlighted in green. This data sheet includes also a **breakdown by section of the Temporary Framework**. Amounts should be reported in **nominal terms**, *i.e.* nominal amount and not in gross grant equivalent.

8. **“Expenditures Treaty COVID”**: Please fill-in this data sheet with data relative to the amount of **aid granted** for all the measures approved directly under the Treaty in the context of the COVID-19 crisis. Please report **cumulative amounts from Commission's approval until the reference date indicated in the column “Reference period”**. If data is only available at a date before the indicated reference period, the different reference date should be clearly reported in the file (in the column *“Cut-off date if different from the reference period”*). Please note that this data sheet is pre-filled with the aid granted until 30 June 2020, 30 September 2020, 31 December 2020, 31 March 2021, 30 June 2021, 30 September 2021 and 31 December 2021, as elaborated by the Commission based on your submission(s) in the context of the previous surveys. Inconsistencies regarding the breakdown of the aid granted under different instruments are highlighted in red and explained with a comment in the column *“Commission comment”*. **Please, fill out in case you want to amend the data already reported and correct errors and/or inconsistencies following the instruction**

in the comments, if present. Please, ensure the correctness of the information related to previous “Reference periods”. The new State aid measures (both original and amendment) that were not included in the previous surveys are highlighted in green. This data sheet includes also a **breakdown by type of aid instrument**. Amounts should be reported in **nominal terms**, *i.e.* nominal amount and not in gross grant equivalent.

9. **“Beneficiary Type_TCF_TF”**: This data sheet should be filled in with the amounts of aid granted at each State aid measure level, **breakdown by type of beneficiary (e.g. large undertakings, SMEs)**, as of 31 December 2022 for all the legal bases included in this data collection.
10. **“Sectors_TCF_TF”**: This data sheet should be filled in with the amounts of aid granted at each State aid measure level, **breakdown by sector** (identified by the main section of the NACE code of the beneficiary), as of 31 December 2022 for all the legal bases included in this data collection, namely for all measures approved under the Temporary Framework, the Temporary Crisis Framework and directly under the Treaty both in the context of the COVID-19 crisis and the Russia’s war of aggression of Ukraine.
11. **“Sectors_2.4TCF_Annex I”**: This data sheet should be filled in with the amounts of aid granted under **section 2.4 of the Temporary Crisis Framework “Aid for additional costs due to exceptionally severe increases in natural gas and electricity prices”** to beneficiaries qualifying as ‘energy-intensive businesses’ active in one or more sectors or sub-sectors listed in Annex I of the Temporary Crisis Framework, as of 31 December 2022.
12. **“Guarantees Used”**: Please fill-in this data sheet for each measure under which guarantees have been provided, with data relative to:
 - The total nominal amount of guarantees, as of 31 December 2022;
 - The total nominal amount of guarantees granted to companies in the energy sector (only applicable for schemes under the Temporary Crisis Framework);
 - The total nominal amount of **guarantees triggered** as of 31 December 2022: guarantees that have been used, for instance in case of default of the beneficiary.
13. **“TF23ter”**: Please fill-in this data sheet with data relative to the total amount of aid granted for all the measures approved under the Temporary Framework listed in the sheet, from Commission’s approval until 31 December 2022. Please specify the total amount of **aid granted through repayable instruments** and the total amount of **aid** that was originally granted through repayable instruments and has been **converted into non-repayable instruments**, as per Section 23ter of the Temporary Framework. Amounts should be reported in **nominal terms**, *i.e.* nominal amount and not in gross grant equivalent.

Any question related to the correct compilation of this data collection can be addressed to the email address: COMP-TCF@ec.europa.eu.